Preserve

App. F. IX-4

1936-37 (R.A.)

File No. 27-'36

Previous References

Serial Nos. 1 – 5

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 5

Part B for February '37.

SUBJECT.

Amendment of Rules relating to R.A.

Sl. No. 5. The Compiler, Mysore Gazette.
No. Rl. 680/R.A. 27-36-5 dated 18th January '37
Intimation a new Rule regarding disallowance of representation.

WD 0418—GPB—22,500—29-8-36

Amendment of rules relating to R.A.

General & Revenue Secretariat. | File No. D.128/R.L. of 193 | [App. F. III–2

Serial No.

2. Restriction of membership to one House only

14. Disallowance of proxy nominations

17. Vacation of Seat.

1) These marginally noted three recommendations (2·14 and 17) of the Committee which have been accepted by the Govt. require alterations in the electoral and other rules relating to the R.A.

Restriction of membership to one House applies to elections and nominations. There seems to be a necessity to issue a rule as regards nominations also. The G.O. accepting the recommendations of the Committee in this respect is to be implemented. So far no rules have been prescribed as to the conditions and the manner in which nominations are to be made by Govt. In British India and in Travancore, the same disqualifications are prescribed both for elected and ~~nominated~~ nominated members. This will, if appd, be the first condition under which nominations are to be made.

2) Draft notifications (5) subd for appl.

26/11/36

3) Five Typed drafts (as revised) 5 subd as per instruction

Read 27/11/36

4/12/36

4) These rules are proposed to carry out the recommendations 2·14·17) of the Committee chief Secy)

3/12

5) Please Scrutinise draft No III and revise as per discussion I had with L/S.

4/12

6) Draft No III has been revised and two alternate drafts subd for appl. After appl, the draft will be typed & subd. The pencil entry against proviso (1) in Draft No 1. is also for appl.

7) The wording of draft III closely follows the Madras & Bombay Rules on the subject. Any one of the alternative drafts may be approved.

The note under proviso (1) of draft I is for the

9.12.36

10

NOTE—Contn. Sheet.

GOVT. OF MYSORE. 1936

2

Amendment of Rules relating to R.A.

File No. R7 D123/RL of 1936.

General and Revenue Secretariat

8) Revised III copy submitted (Chief Secy) hoy 11/12

(1st member) mrs 11/12 hoy 11/12

9) 1st member has revised the above copies.

10) Typed drafts put up as directed as revised by the 1st members.

15.12.36 11) approved by the 1st members (Diwan) hoy 17/12

Ms 18-12-36

mrs 18/12 hoy 18.12

12) The Regns have been issued in this week's gazette. May the notifications now issue?

Submd. Issue hoy 15.1.37 15.1.37 15/1

No. 676/R.A. 27-36-1 Dated 18th January 1937. 1

Revises the rules re. the qualifications and disqualifications of elected members of the R.A. (The candidate should not be a member of the L.C.).

No. 677/R.A. 27-36-2 Dated 18th Jany 1937. 2.

Inserts additional two rules re. questions viz.

17 DEC 1936 GOVT. OF MYSORE

DEWAN'S OFFICE 17 DEC. 1936 No. 1975

Amendment of rules relating to R.Bs.

General and Revenue Secretariat | File No. R.A 27 of 1936. | 12/RL | [App. F. III—2

Serial No.	
	exclusion of matter not strictly necessary to make the question intelligible and of subjects relating to or within the competence of a local authority or a private company.
3.	No. RL. 678/R.A. 27-36-3 Dated 18th January 1937. Amended Rule no. 21 re. the choice of a constituency when a person has been elected by both R.B. & R.C.
4.	No. RL. 679/R.A. 27-36-4 Dated 18th January 1937. Amends rule 23 by inserting a new condition in number the absence of a person from the state with the intention of being absent for more than six months at a time.
5.	No. RL. 680/R.A. 27-36-5 Dated 18th January 1937. Inserts a new rule re. disallowance of representation

13) These papers may now be recorded.

RL 1/2/37

B.

OFFICE OF THE SECRETARY, REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL. 1 FEB. 1937

WD 0417—GPB—30,000—8-9-36

Draft

No. RL 676/R.A. 27-36-1 dated 18th Aug 1933.

Notification.

In exercise of the powers vested in them under Section 6(2) (e) of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to direct that in lieu of the rules issued with Notification No. P. 2398/Legis. 12-23-5 dated the 7th November 1923 as amended by Notification No. Rel.1180/R.A.56-26-1 dated the 25th April 1927 as regards the qualifications and disqualifications of elected members of the Representative Assembly, the following shall be substituted:

Page 6 of the R.A. Electoral manual

Page 81 of the old manual. Sd. by Messrs. B.T. Hemmigeyar, Rec'r and R. Sundararaja Rao.

Every person who is a non-official and is qualified as an elector in any constituency under the rules published with Notification No. P.2397/Legis. 12-23-4 dated the 7th November 1923 and further amended by subsequent notifications, shall be eligible to stand for election, provided that -

(1) the person standing for election to represent the special interest of Mysore University shall be a member of the Senate;

(ii) such person is not a member of the Mysore Legislative Council and has not made the oath or affirmation as such member.

(N.B. - This proviso does not apply to candidates standing for general elections)

The proviso

By Order

for Offg. Chief Secretary to Govt.

Ti ab

12

No. RL 677 / R.A. 27-36-2 dated 18th Jan. 1937.

NOTIFICATION.

In exercise of the powers vested in them under sections 6 and 12 of the Mysore Representative Assembly Regulation, XVIII of 1923 respectively, the Government of His Highness the Maharaja are pleased to direct that the following two sub-rules be inserted under Rule 25(iv) as sub-rules (vii-a) and (vii-b) of the rules of Business (Part VII Interpellations) issued with Notification No.P. 3039/ Legis 12-23-9 dated the 8th December 1923:-

Page 8. R.A Manual of Business

Sd. by Messrs. B. T. Rosariocar and T. Sundararaja Rao.

Page 6 of Part II of the old manual

Rec'd 7

(vii)~~7-a~~ It shall not bring in any matter not strictly necessary to make the question intelligible.

(vii)~~7-b~~ It shall not relate to subjects relating to or within the competence of a local authority or a private company.

By Order

MRS 4/12

Offg. CHIEF SECRETARY TO GOVERNMENT.

PR

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,
Bangalore, dated 18th ~~December 1936~~ January 1937.

No: Al 677/R.A. 27-36-2.

NOTIFICATION.

In exercise of the powers vested in them under Sections 6 and 12 of the Mysore Representative Assembly Regulation, XVIII of 1923 respectively, the Government of His Highness the Maharaja are pleased to direct that the following two sub-rules be inserted under Rule 25(iv) as sub-rules (7-a) and (7-b) of the Rules of Business (Part VII. Interpellations) issued with Notification No. P. 3039/Legis. 12-23-9 dated 8th December 1923:—

7-A. It shall not bring in any matter not strictly necessary to make the question intelligible.

7-B. It shall not relate to subjects relating to or within the competence of a local authority or a private company.

By Order,

Nanjundarajaiah

for Offg. CHIEF SECRETARY TO GOVT.

To

The Compiler, Mysore Gazette, for publication in the Mysore Gazette.

Vol III

L4

N.O.11678/R.A. 27-36-3 dated 18th Jan. 1937.

NOTIFICATION.

In exercise of the powers vested in them under Section 6 of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to amend Rule No. 21 issued with Notification No.527/R.A. 38-29-1 dated the 6th January 1930 as regards the conduct of elections to the Representative Assembly, as follows:--

Para 75. (Pages 17-22) R A Electoral Manual

~~Amendment of Rule 21 of the Representative Assembly.~~

Sd. by Messrs. B.T. Viswanathaya and H. Sundararaja Rao.

21. If any person is elected either by more than one constituency of the Representative Assembly or is elected by a constituency of the Representative Assembly as a member thereof, and a constituency of the Legislative Council, as a member thereof, he shall, by notice in writing signed by him and delivered to the Secretary to Government, Law Department, within seven days from the date of publication of the results of such elections in the Gazette, choose for which one of those constituencies or bodies he shall serve and the choice shall be final.

Rec'd 2.

By Order,

for Offg. Chief Secretary to Government.

Vol IV

5

No. RL67 / R.A. 27-36-4 dated 18th Jan. 1937.

NOTIFICATION.

In exercise of the powers vested in them under Section 6(2)(a) of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to amend Rule 3 of the rules issued with Notification No.P. 3867/Legis. 12-23-15 dated the 11th January 1924 as regards the filling up of casual vacancies as follows:--

Page 32
R D Electoral manual

Page 23 of Part II of old manual.

In the first sentence of Rule 3, the words "his leaving the State with the intention of being absent for more than six months at a time" shall be substituted for the words "absence from the State" occurring therein.

The rule as revised will read thus:--

Rec^d 17
Sd. by Messrs. B. T. Kesava Iengar
and A. Sundararaja Rao

3. If any vacancy occurs in the case of an elected member by reason of his election being declared void or by reason of his leaving the State with the intention of being absent for more than six months at a time, death, acceptance of office or resignation duly accepted by Government or by reason of his ceasing to be a member of the original body which elected him, the Government shall, by notification in the Official Gazette, call upon the constituency concerned to elect a person to fill up such vacancy within such time as may be prescribed by the Government for the purpose. If a

vacancy

vacancy occurs in the case of a nominated member, the Government shall nominate to the vacancy a person having the necessary qualifications.

By Order,

17.11

for Offg. CHIEF SECRETARY TO GOVERNMENT.

Ak V

7

No. LL 680/R.N. 27-36-5 dated 18th Jan. 37

NOTIFICATION.

In exercise of the powers vested in them under Section 12 of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to insert the following new rule as Rule 44 A. under Rule 44 in Part IX (Representations) of the rules issued with Notification No. P. 3039/ Legis. 12-23-9 dated the 8th December 1923 as regards the admission of Representations:--

Page 1. of the Manual of Business

Page 8 of Part II of the old manual.

Rec^d 14.

Page 10.

44 A. Disallowance: When a representation has been disallowed or withdrawn with the leave of the Assembly or has been discussed in the Assembly and the opinion of the Government has been given thereon, no representation raising substantially the same question shall be moved within one year.

Sd. by Messrs. B. T. Kesavaiengar and R. Sundararaja Rao.

By Order,

17.1

for Offg. CHIEF SECRETARY TO GOVT.

No. Rl. 676—R. A. 27-36-1, Bangalore, dated 18th January 1937.

In exercise of the powers vested in them under Section 6 (2) (e) of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to direct that in lieu of the rules issued with Notification No. P. 2398—Legis. 12-23-5, dated the 7th November 1923, as amended by Notification No. Rel. 1180—R. A. 56-26-1, dated the 25th April 1927, as regards the qualifications and disqualifications of elected members of the Representative Assembly, the following shall be substituted :—

Every person who is a non-official and is qualified as an elector in any constituency under the rules published with Notification No. P. 2397 - Legis. 12-23-4, dated the 7th November 1923, and further amended by subsequent notifications, shall be eligible to stand for election provided that—

(i the person standing for election to represent the special interest of Mysore University shall be a member of the Senate;

(ii) such person is not a member of the Mysore Legislative Council and has not made the oath or affirmation as such member.

N. B.—The second proviso does not apply to candidates standing for general elections.

No. Rl. 677—R. A. 27-36-2, Bangalore, dated 18th January 1937.

In exercise of the powers vested in them under Sections 6 and 12 of the Mysore Representative Assembly Regulation, XVIII of 1923, respectively, the Government of His Highness the Maharaja are pleased to direct that the following two sub-rules be inserted under Rule 25 (iv) as sub-rules (7-a) and (7-b) of the Rules of Business (Part VII, Interpellations) issued with Notification No. P. 3039—Legis. 12-23-9, dated the 8th December 1923:—

7-A. It shall not bring in any matter not strictly necessary to make the question intelligible.

7-B. It shall not relate to subjects relating to or within the competence of a local authority or a private company.

No. Rl. 678—R. A. 27-36-3, dated Bangalore, 18th January 1937.

In exercise of the powers vested in them under Section 6 of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to amend Rule No. 21 issued with Notification No. 527—R. A. 38-29-1, dated the 6th January 1930, as regards the conduct of elections to the Representative Assembly, as follows:—

"21. If any person is elected either by more than one constituency of the Representative Assembly or is elected by a constituency of the Representative Assembly as a member thereof, and a constituency of the Legislative Council, as a member thereof, he shall, by notice in writing signed by him and delivered to the Secretary to Government, Law Department, within seven days from

the date of publication of the results of such elections in the Gazette, choose for which one of those constituencies or bodies he shall serve and the choice shall be final."

No. Rl. 679—R. A. 27-36-4, Bangalore, dated 18th January 1937.

In exercise of the powers vested in them under Section 6 (2) (a) of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to amend Rule 3 of the rules issued with Notification No. P. 3867—Legis. 12-23-15, dated the 11th January 1924, as regards the filling up of casual vacancies as follows:—

In the first sentence of Rule 3, the words "his leaving the State with the intention of being absent for more than six months at a time" shall be substituted for the words "absence from the State" occurring therein.

The rule as revised will read thus:—

"3. If any vacancy occurs in the case of an elected member by reason of his election being declared void or by reason of his leaving the State with the intention of being absent for more than six months at a time, death, acceptance of office or resignation duly accepted by Government or by reason of his ceasing to be a member of the original body which elected him, the Government shall, by notification in the Official Gazette, call upon the constituency concerned to elect a person to fill up such vacancy within such time as may be prescribed by the Government for the purpose. If a vacancy occurs in the case of a nominated member, the Government shall nominate to the vacancy a person having the necessary qualifications.

No. Rl. 680—R. A. 27-36-5, dated Bangalore, 18th January 1937.

In exercise of the powers vested in them under Section 12 of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His

Highness the Maharaja are pleased to insert the following new rule as Rule 44-A. under Rule 44 in Part IX (Representations) of the rules issued with Notification No. P. 3039—Legis. 12-23-9, dated the 8th December 1923, as regards the admission of Representations :—

"44-A. *Disallowance.*—When a representation has been disallowed or withdrawn with the leave of the Assembly or has been discussed in the Assembly and the opinion of the Government has been given thereon, no representation raising substantially the same question shall be moved within one year."

By Order,

B. T. KESAVIENGAR,

Offg. *Chief Secretary to Government.*

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